

REMARKS

Claims 21-50 are pending.

The Office Action rejects claims 21-50 under 35 USC§102(e) over Bero (US Pat. 6,769,031). This rejection is respectfully traversed.

In response to Applicants arguments presented in the January 31, 2005 Amendment (which are incorporated herein by reference), the Final Rejection refers to the default service function of the Domain Name System, and to the “Dynamic DNS Information Updating (DDUI)” as an example of the software facility in which DNS information is dynamically updated. The Final Rejection asserts that “different embodiments of the system dynamically update active DNS information in different manners as claimed by applicant and shown in Figs. 3-11 and associated texts [e.g., col. 8, lines 5-17]” and “Bero clearly discloses the extracting of each Zone data file from the configuration data file (or the audit file) and the retrieving as well as caching data from each of the Zone data file and it’s associated Whois information as claimed by applicant [e.g., Fig 2B; the steps 805-810, Fig. 8].”

However, the claims of the application do not simply recite “dynamically updating DNS information” as suggested by the Final Rejection. In fact, the Final rejection ignores elements recited in the claims, and does not even assert they are disclosed in Bero. In particular, the claims of the application recite a method (or system) for maintaining a whois database, and include determining whether a first domain name record that corresponds to the unique identifier exists within the registrar database, determining whether a second domain name record that corresponds to the unique identifier exists within the whois database, comparing the first domain name record to the second domain name record, and updating the second domain name record,

within the whois database, based on the first domain name record. Bero does not disclose at least comparing the first domain name record to the second domain name record, and updating the second domain name record, within the whois database, based on the first domain name record, as further discussed below.

Bero discloses the use of a DNS Information Dynamic Modifier component 346 to provide up to date versions of DNS information. However, Bero does not compare a first domain name record to a second domain name record as required by the claims, and the Final Rejection does not even assert such a disclosure in Bero, but instead ignores this element of the claims. Bero discloses a DNS update file 327 that is used by the DNS Information Dynamic Modifier component 346. See col 11, lines 18-21. The DNS Information Dynamic Modifier component 346 checks the update file to determine whether cached DNS information needs to be updated. See col. 11, lines 47-67. When the check of the update file indicates that updated information is available, the DNS Information Dynamic Modifier component 346 performs an update. The updating occurs by replacing the stored DNS information files with the updated DNS information. See col. 12, lines 1-15.

Thus, Bero does not disclose comparing the first domain name record to the second domain name record as required by the claims, but instead uses an update file to determine when new DNS information is available that requires an update. In fact, Bero specifically teaches away from such a comparison. See col. 10, lines 56-67.

Accordingly, Bero does not anticipate any of the claims of the application. Withdrawal of the rejection is requested.

In view of the above submitted amendments and remarks, it is respectfully submitted that all of the claims of the present application are allowable over the cited prior art. A Notice of Allowance is earnestly solicited.

The Examiner is invited to contact the undersigned at (202) 220-4200 to discuss any matter concerning this application. The Applicant respectfully requests an interview with the Examiner at the Examiner's earliest possible convenience. The Office is hereby authorized to charge any additional fees or credit any overpayments under 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 11-0600.

Respectfully submitted,

KENYON & KENYON

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